

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

IN RE:

THERESA J. FULLERTON,	:	Case No. 18-10948 -TPA
	:	
<i>Debtor,</i>	:	Chapter 13
	:	
THERESA J. FULLERTON,	:	
	:	
<i>Movant</i>	:	
v.	:	Related to Doc. No. 51
RONDA J. WINNECOUR, ESQUIRE,	:	
Chapter 13 Standing Trustee,	:	
<i>Respondent.</i>	:	
	:	

ORDER

On January 7, 2021, the Debtors filed *Motion to Extend Plan Term* at Doc. No. 51 (“Motion”), which in and of itself does not provide the necessary support for the relief being requested for an extension of the Plan term under the CARES Act despite the filing of a CNO. In order to finally implement this request the Court requires that a ”Motion Seeking CARES Act Relief” be filed which specifically states relevant facts in support of the Motion and meeting the Debtor’s burden under the CARES Act.

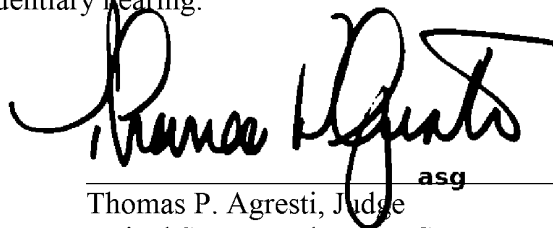
AND NOW, this *8th* day of *January, 2021*, it is hereby ***ORDERED, ADJUDGED***
and DECREED that

(1) The *Motion to Extend Plan Payments* at Doc. No. 51 is ***DENIED*** for the reasons stated above.

(2) *On or before January 22, 2021*, the Debtors shall file an *Amended Motion for CARES Act Extension of Plan Term* and provide:

- (a) The specific nature of the requested plan extension and its effect on the current plan term;
- (b) Detailed narrative explanation of material facts in support of the requested relief meeting Debtor's burden that current circumstances, either directly or indirectly, were caused by the COVID-19 pandemic and did not exist prior to the current loss of income;
- (c) An analysis of Chapter 13 plan payments throughout the case including copies of the Ch 13 Trustee disbursement schedule;
- (d) Justify with a showing of the Debtor's affected, current financial situation that the number of requested months for the extension is supported as opposed to some lesser period of time;
- (e) Evidentiary support for the number of actual months (from 1 month to 24 months) for which an extension is being sought; and,
- (f) Any other relevant information in support of the request for CARES Act relief including appropriate affidavits.

(3) The Debtor(s) need not self-schedule the *Amended Motion*. Upon filing, the Court will schedule the matter for evidentiary hearing.



Thomas P. Agresti, Judge
United States Bankruptcy Court

Case administrator to serve:
Debtors
Jeffrey Herman, Esq.
Ronda J. Winnecour, Esq., Chapter 13 Trustee

In re:
Theresa J. Fullerton
Debtor(s)

Case No. 18-10948-TPA
Chapter 13

CERTIFICATE OF NOTICE

District/off: 0315-1
Date Rcvd: Jan 08, 2021

User: agro
Form ID: pdf900

Page 1 of 2
Total Noticed: 1

The following symbols are used throughout this certificate:

Symbol	Definition
+	Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Jan 10, 2021:

Recip ID	Recipient Name and Address
db	+ Theresa J. Fullerton, 2078 Route 97, Waterford, PA 16441-9642

TOTAL: 1

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.
Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI).

NONE

BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, *duplicate of an address listed above, *P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

NONE

NOTICE CERTIFICATION

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Jan 10, 2021

Signature: /s/Joseph Speetjens

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on January 8, 2021 at the address(es) listed below:

Name	Email Address
Brian Nicholas	on behalf of Creditor Nationstar Mortgage LLC d/b/a Mr. Cooper bnicholas@kmlawgroup.com
Chandra Marie Arkema	on behalf of Creditor J.P. Morgan Mortgage Acquisition Corp. c/o Rushmore Loan Management Services LLC carkema@squirelaw.com
Jeffrey G. Herman	on behalf of Debtor Theresa J. Fullerton JeffreyHerman@Live.com sebaldermancalendar@gmail.com;attorneyjeffreyyherman@gmail.com;r59802@notify.bestcase.com
Office of the United States Trustee	ustregion03.pi.ecf@usdoj.gov
Ronda J. Winnecour	cmecf@chapter13trusteedpa.com

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User: agro

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Form ID: pdf900

Total Noticed: 1

William E. Craig

on behalf of Creditor Credit Acceptance Corporation ecfmail@mortoncraig.com
mhazlett@mortoncraig.com; mortoncraigecf@gmail.com

TOTAL: 6